

0708 Rec'd PCT/PTO 26 SEP 2002  
 Attention: Application Branch  
 Atty. Dkt. 1858-30  
 Date: September 26, 2002

In re Patent Application of:  
 HARUNA et al  
 Serial No. 10/009,304  
 Filed: December 7, 2001  
 For: NUCLEATING AGENT



Assistant Commissioner for Patents  
 Washington, D.C. 20231

The attached completes filing of the above-identified patent application:

- Signed Rule 63 Declaration alone;  Copy of Declaration from prior application alone, OR
- Signed Declaration plus attached copy of originally filed specification/drawings.
- NOTICE TO FILE MISSING PARTS OF APPLICATION FILING DATE GRANTED** form.
- Record the attached assignment and return to the undersigned.
- Attached is a Power of Attorney.
- Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:

Application Number	Country	Day/Month/Year Filed
11-168864	Japan	June 15, 1999
PCT/JP00/03912		June 15, 2000

respectively.

- Certified copy(ies) of foreign application(s) is/are attached.
- Certified copy(ies) filed on \_\_\_\_\_ in prior application no. \_\_\_\_\_, filed \_\_\_\_\_.
- Applicant claims "small entity" status.  "Small entity" statement attached.
- Please enter the attached and/or below preliminary amendment prior to calculation of filing fee.
- Also attached:  **Information Disclosure Statement**;  **Petition Under 37 CFR §§1.42 and 1.47 with attached Exhibits 1-3**

**Fees due are calculated below:**

Basic filing fee		\$	740.00
Total Effective claims	4 - 20 = 0	x \$	18.00
Independent claims	1 - 3 = 0	x \$	84.00
If any proper multiple dependent claims now added for first time, add \$280.00 (ignore improper)		\$	0.00
		<b>FILING FEE</b>	\$ 740.00
Petition is hereby made to extend the nominal due date of May 1, 2002 for five (5) months, up to and including October 1, 2002, so as to cover the filing date of this paper and attachment(s)		\$	1,960.00
Surcharge (\$130.00) if Declaration or filing fee first now submitted		\$	130.00
Rule 47 Petition Fee (\$130.00)		\$	130.00
		<b>FIRST SUBTOTAL</b>	\$ 2,960.00
If "small entity," enter half (1/2) of subtotal and subtract		-\$	0.00
		<b>SECOND SUBTOTAL</b>	\$ 2,960.00
Assignment Recording Fee (\$40.00)		\$	40.00
		<b>TOTAL FEE DUE</b>	\$ 3,000.00
		Check enclosed (Pre-Bill)*	\$ 1,060.00
		Check enclosed (non Pre-Bill)*	\$ 1,940.00
		<b>TOTAL FEE ENCLOSED</b>	\$ 3000.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

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**NIXON & VANDERHYE P.C.**  
 By Atty: Bryan H. Davidson, Reg. No. 30,251

Signature: \_\_\_\_\_



UNITED STATES PATENT AND TRADEMARK OFFICE

COPY

 Commissioner for Patents, Box 997  
 United States Patent and Trademark Office  
 Washington, D.C. 20543  
 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/009,304	FIRST NAMED APPLICANT Haruna	ATTY DOCKET NO. 1858-30
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DOCKETED

Bryan H Davidson  
 Nixon & Vanderhye  
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 Arlington, VA 22201-4714

CLT/MATTER # 1858-30  
 MAIL DATE 3-1-02  
 DUE DATE May 1, 2002  
 FINAL DEADLINE Oct 1, 2002  
 DOCKETED BY pat MS

INTERNATIONAL APPLICATION NO. PCT/JP00/03912	
I.A. FILING DATE 06/15/2000	PRIORITY DATE 06/15/1999

CONFIRMATION NO. 5939  
 371 FORMALITIES LETTER



\*OC000000007543563\*

Date Mailed: 03/01/2002

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Preliminary Amendments
- Request for Immediate Examination

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHELBY J VIGIL

Telephone: (703) 305-3653

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO	ATTY DOCKET NO
10/009,304	PCT/JP00/03912	1858-30

FORM PCT/DO/EO/905 (371 Formalities Notice)